



W.P(MD) No.19351 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.09.2022

CORAM:

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN
and
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P.(MD) No.19351 of 2020
and
W.M.P(MD) Nos.16155 & 16157 of 2020**

Nagarajan

... Petitioner

-VS-

1.The Ministry of Human Resource and Development,
Rep. by its Joint Secretary,
Shastri Bhavan,
New Delhi – 110 001.

2.The Branch Manager,
State Bank of India,
169, Kamarajar Salai,
Madurai – 09.

3.The Authorised Officer,
State Bank of India,
RACPC, Madhuran Complex,
2, Ambedkar Road,
Madurai – 02.

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records of the possession notice issued by the third respondent dated 18.11.2020 and quash the same as illegal, consequently direct the respondents 2 and 3 to recalculate and re-fix the loan liability of the petitioner's education loan bearing account No.31472837155 MC-SBI-Student Loan.

For Petitioner : Mr.S.Siva Ilayaraja

For Respondents : Mr.Arjun Rajan for R1 & R2
Mr.V.P.Rajan for R3

ORDER

(Order of the Court was made by R.MAHADEVAN, J.)

Challenging the possession notice dated 18.11.2020, issued by the respondent Bank, under Section 13(8) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act 2002, the instant writ petition has been filed by the writ petitioner.

2. Today, when the matter was taken up for hearing, the learned counsel for the petitioner submitted that the Writ Petition may be closed granting liberty to the petitioner to work out his remedy before the Debts Recovery Tribunal, Madurai.



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3. Granting such liberty, this Writ Petition is closed. No costs.

Consequently, connected miscellaneous petitions are closed.

[R.M.D., J.] [J.S.N.P., J.]
21.09.2022

Index : Yes / No

Internet : Yes / No

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To:

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